

PLEA/MOTION HEARING MINUTE SHEET
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO (AT LAS CRUCES)

CR 15-1515 RB**UNITED STATES vs. JACQUEZ, et al****Before The Honorable Carmen E. Garza , United States Magistrate Judge**

Hearing Date:	9/16/15	Time In and Out:	1:38-1:40; 2:37-2:52 P.M. (15 MIN)		
Clerk:	B. WILSON	Digital Recording:	LC-Sierra Blanca		
Defendant:	BERNICE HOLGUIN MIRANDA	Defendant's Counsel:	CORI HARBOUR-VALDEZ		
AUSA:	GARRETH WINSTEAD	Interpreter:	N/A	<input type="checkbox"/>	Sworn
				<input type="checkbox"/>	Waived
<input checked="" type="checkbox"/>	Defendant Sworn		<input type="checkbox"/>	First Appearance	
<input checked="" type="checkbox"/>	Consent to proceed before a magistrate judge executed with full knowledge of meaning and effect.				
<input checked="" type="checkbox"/>	Deft acknowledges receipt of: Indictment				
<input type="checkbox"/>	If Deft proceeding by way of information, Deft acknowledges right to an indictment and waives that right.				
<input checked="" type="checkbox"/>	Terms and conditions of proposed plea agreement explained.		<input checked="" type="checkbox"/> Defendant indicates understanding of its terms.		
<input checked="" type="checkbox"/>	Factual predicate to sustain the plea provided.				
<input checked="" type="checkbox"/>	Deft questioned re Deft's age, education, physical/mental condition, and whether under the influence of alcohol, drugs, or any medication. Deft advised of charge(s), penalties and possible consequences of the plea.				
<input checked="" type="checkbox"/>	Deft advised of constitutional rights, loss of rights, and maximum possible penalties (including imprisonment, fine, supervised release, probation, SPA, restitution, and any forfeitures).				
<input checked="" type="checkbox"/>	Deft questioned re time to consult with attorney and if satisfied with his or her representation.				
<input checked="" type="checkbox"/>	Court finds Deft fully understands charge(s) and the consequences of entering a guilty plea to that charge (or those charges).				
<input checked="" type="checkbox"/>	Deft pleads GUILTY to: Indictment				
<input checked="" type="checkbox"/>	Allocution by Deft on elements of charge(s).				
<input checked="" type="checkbox"/>	Court finds plea freely, voluntarily, and intelligently made; plea of guilty accepted.				
<input checked="" type="checkbox"/>	Deft adjudged guilty.				
<input checked="" type="checkbox"/>	Acceptance of plea agreement deferred until final disposition hearing by district judge.				
<input checked="" type="checkbox"/>	Sentencing Date: to be notified				
<input type="checkbox"/>	Defendant to Remain in Custody				
<input type="checkbox"/>	Present conditions of release continued		<input checked="" type="checkbox"/>	Conditions changed to: DEFENDANT RELEASED ON \$10,000 UNSECURED BOND WITH CONDITIONS	
<input checked="" type="checkbox"/>	Penalty for failure to appear explained				
<input checked="" type="checkbox"/>	Presentence Report Ordered		<input type="checkbox"/>	Expedited (Type III)	

Other Matters: COURT ADDRESSES DEFENDANT'S MOTION TO RECONSIDER DETENTION; DEFENSE PROFFERS FOR DEFENDANT'S RELEASE TO ALLOW HER TO ADDRESS HER NUMEROUS MEDICAL CONDITIONS; AUSA OBJECTS TO RELEASE; COURT CONCERNED ABOUT DEFENDANT'S HEALTH, SETS CONDITIONS OF RELEASE:

\$10,000 UNSECURED BOND

MUST NOT VIOLATE FEDERAL, STATE OR LOCAL LAW WHILE ON RELEASE

MUST COOPERATE IN COLLECTION OF DNA SAMPLE

MUST APPEAR IN COURT AS REQUIRED AND IF CONVICTED MUST SURRENDER AS DIRECTED TO SERVE SENTENCE

NO TRAVEL TO MEXICO

NO POSSESSION OF FIREARMS, DESRUCTIVE DEVICES, OR OTHER WEAPONS

NO USE OR UNLAWFUL POSSESSION OF NARCOTIC DRUGS OR OTHER CONTROLLED SUBSTANCES, UNLESS PRESCRIBED BY A LICENSED MEDICAL PRACTITIONER

MANDATORY DRUG TESTING AS DIRECTED BY PRETRIAL SERVICES

DRUG COUNSELING AS DIRECTED BY PRETRIAL SERVICES

ZERO TOLERANCE